IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CUSTOMS APPLICATION NO.20 OF 2001

The Commissioner of Customs (G)
Mumbai - 400 038 .. Petitioner.

V/s.

Sunheri International .. Respondent.

Mr.S.S. Pakale i/b. H.D. Rathod for the petitioner.

CORAM : V.C. DAGA &
J.P. DEVADHAR, JJ.

DATED : 17TH AUGUST, 2005.

P.C. :

1. This matter was admitted on January 20, 2005. It was expected on the part of the revenue to take steps to serve the respondents either through Court or by private notice. No steps were taken with the result when this matter again came up before this Court after six months i.e. on June 29, 2005 further four weeks time was granted to effect service on the respondents with direction to file affidavit of service.

2. Till today, no affidavit of service has been filed. The learned counsel for the revenue is also not in a position to make any positive statement with material evidence to show that any steps were taken to comply with the order dated June 29, 2005.

3. Under these circumstances, for non compliance of the order dated June 29, 2005 the application is dismissed with no order as to costs.

(V.C. DAGA, J.)

(J.P. DEVADHAR, J.)